

**Amendment No. 2 to SB4016**

**Southerland  
Signature of Sponsor**

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 4016\***

**House Bill No. 4079**

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 36, Chapter 4, is amended by adding the following language as a new, appropriately designated section:

§ 36-4-1\_\_.

(a) Prior to the entry of a decree for divorce, legal separation or annulment, each party shall obtain a credit report from at least one (1) nationally recognized consumer credit reporting agency and shall serve a copy of that report on the other party. Each party shall certify to the court that such credit report has been served on the other party but shall not be required under this section to file the report with the court. The report may be utilized in any hearing as permitted by the rules of evidence.

(b) Every final decree of divorce granted on any fault ground of divorce and every marital dissolution agreement shall contain a notice that the decree does not necessarily affect the ability of a creditor to proceed against a party or a party's property even though the party is not responsible under the terms of the decree for an account, any debt associated with an account or any debt. The notice shall also state that it may be in a party's best interest to cancel, close or freeze any jointly held accounts.

(c) Failure to include the notice required by subdivision (b) shall not affect the validity of the decree of divorce, legal separation or annulment.

SECTION 2. This act shall take effect on January 1, 2009, the public welfare requiring it.